IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 10TH JANUARY 2007 / 20TH PAUSHA 1928

Bail Appl..No. 7770 of 2006()

CMP.5816/2006 of J.M.F.C.,VADAKARA
.....

PETITIONER/ACCUSED.

MOOSA, S/O. IBRAHIM,
THAZHAKUNIYIL HOUSE, KOTTAPPALLY AMSOM,
CHEMMARATHURDESOM.

BY ADV. SRI.PULIKKOOL ABUBACKER
SRI.ZUBAIR PULIKKOOL

RESPONDENTS: COMPLAINANT.

STATE OF KERALA REPRESENTED BY
SUB INSPECTOR OF POLICE, VADAKARA POLICE STATION
THORUGH PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 10/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application NO. 7770 of 2006

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DATED: 10-01-2007

O R D E **R**

In this Petition filed under Sec. 439 Cr.P.C. the petitioner who is the third accused in Crime No. 891 of 2006 of Vadakara Police Station for an offence punishable under Sec. 376 (2)(g) I.P.C., seek his enlargement on bail. Petitioner was arrested on 21-12-2006.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioner and the other circumstances of the case etc., I am inclined to grant bail to the petitioner. Accordingly, the petitioner is directed to be released on bail with effect from 18-1-2007 on his executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M-I, Vadakara and subject to the following conditions:

1. The petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall make himself available for interrogation as and when required by the police till the filing of the final report.

3.. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

4. The petitioner shall not commit any offence while on bail.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

Sd/- **V.RAMKUMAR, JUDGE.**

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/true copy/

P.A. to Judge.